Generated on: This page was generated by TSDR on 2022-10-25 08:07:36 EDT

Mark: HUTCHINS BARBEQUE

HUTCHINS BARBEQUE

US Serial Number: 88759282 Application Filing Jan. 14, 2020

Date:

US Registration 6123705 Registration Date: Aug. 11, 2020 Number:

Filed as TEAS Yes Currently TEAS Yes Plus: Plus:

Register: Principal

Mark Type: Service Mark

TM5 Common Status
Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Aug. 11, 2020 **Publication Date:** May 26, 2020

Mark Information

Mark Literal HUTCHINS BARBEQUE

Elements:

Standard Character Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Claim:

Mark Drawing 4 - STANDARD CHARACTER MARK

Type:

Disclaimer: "BARBEQUE"

Acquired In whole

Distinctiveness Claim:

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Catering of food and drinks; Catering services; Restaurant and bar services; Restaurant and bar services, including restaurant carryout services; Restaurant services; Restaurant services; Restaurant services; Restaurant services, including sit-down service of food and take-out restaurant services; Restaurant, bar and catering services; Food and drink

catering; Restaurant and catering services

International 043 - Primary Class U.S Class(es): 100, 101

Class(es):

Class Status: ACTIVE

Basis: 1(a)

First Use: 1991 Use in Commerce: 1991

Basis Information (Case Level)

Filed Use: Yes Currently Use: Yes

Filed ITU:NoCurrently ITU:NoFiled 44D:NoCurrently 44E:NoFiled 44E:NoCurrently 66A:NoFiled 66A:NoCurrently No Basis:No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Timothy M. Hutchins
Owner Address: 1301 N. Tennessee Street

McKinney, TEXAS UNITED STATES 75069

Legal Entity Type: INDIVIDUAL Citizenship: UNITED STATES

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Angela V. Langlotz

Attorney Primary Email Address:

Docket Number: HUT-001

Attorney Primary Attorney Email Yes
Authorized:

Correspondent

Correspondent ANGELA V. LANGLOTZ
Name/Address: ANGELA V. LANGLOTZ, PC
848 N RAINBOW BLVD. #3721

LAS VEGAS, NEVADA UNITED STATES 89107

Phone: 775-375-5123

Correspondent e- angela@trademarkdoctor.net angela@alanglotz.c

mail: om

Correspondent e- Yes

mail Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Aug. 11, 2020	REGISTERED-PRINCIPAL REGISTER	
May 26, 2020	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
May 26, 2020	PUBLISHED FOR OPPOSITION	
May 06, 2020	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Apr. 22, 2020	ASSIGNED TO LIE	73797
Apr. 14, 2020	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 07, 2020	EXAMINER'S AMENDMENT ENTERED	88888
Apr. 07, 2020	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Apr. 07, 2020	EXAMINERS AMENDMENT E-MAILED	6328
Apr. 07, 2020	EXAMINERS AMENDMENT -WRITTEN	92836
Mar. 31, 2020	ASSIGNED TO EXAMINER	92836
Jan. 21, 2020	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jan. 17, 2020	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION Date in Location: Aug. 11, 2020

Reg. No. 6,123,705

Registered Aug. 11, 2020

Int. Cl.: 43

Service Mark

Principal Register

Timothy M. Hutchins (UNITED STATES INDIVIDUAL)

1301 N. Tennessee Street Mckinney, TEXAS 75069

CLASS 43: Catering of food and drinks; Catering services; Restaurant and bar services; Restaurant and bar services, including restaurant carryout services; Restaurant services; Restaurant services featuring roasted meats, barbequed meats, and smoked meats; Restaurant services, including sit-down service of food and take-out restaurant services; Restaurant, bar and catering services; Food and drink catering; Restaurant and catering services

FIRST USE 00-00-1991; IN COMMERCE 00-00-1991

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT STYLE, SIZE OR COLOR

No claim is made to the exclusive right to use the following apart from the mark as shown: "BARBEQUE"

SEC.2(F)

SER. NO. 88-759,282, FILED 01-14-2020



Director of the United States Patent and Trademark Office



Case Aragnoy: 90040 Art MSTRAPHON WILL BE FURNCELLED IF POUDO NOA FIELD THE DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.

Requirements in the First Ten Years* What and When to File:

- *First Filing Deadline:* You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.
- Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods* What and When to File:

• You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

*ATTENTION MADRID PROTOCOL REGISTRANTS: The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see http://www.wipo.int/madrid/en/.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at http://www.uspto.gov.

NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at http://www.uspto.gov.

Page: 2 of 2 / RN # 6123705

From: TMOfficialNotices@USPTO.GOV
Sent: Tuesday, May 26, 2020 00:54 AM
To: angela@trademarkdoctor.net
Cc: angela@alanglotz.com

Subject: Official USPTO Notice of Publication Confirmation: U.S. Trademark SN 88759282: HUTCHINS BARBEQUE: Docket/Reference No. HUT-001

TRADEMARK OFFICIAL GAZETTE PUBLICATION CONFIRMATION

U.S. Serial Number: 88759282
Mark: HUTCHINS BARBEQUE
International Class(es): 043
Owner: Timothy M. Hutchins

Docket/Reference Number: HUT-001

The mark identified above has been published in the Trademark Official Gazette (TMOG) on May 26, 2020.

To Review the Mark in the TMOG:

Click on the following link or paste the URL into an internet browser: https://tmog.uspto.gov/#issueDate=2020-05-26&serialNumber=88759282

On the publication date or shortly thereafter, the applicant should carefully review the information that appears in the TMOG for accuracy. For corrections or amendments after publication, please use the Post-Approval/Publication/Post-Notice of Allowance (NOA) Amendment Form, accessible at https://teas.uspto.gov/office/ppa. For general information about this notice, please contact the Trademark Assistance Center at 1-800-786-9199.

Significance of Publication for Opposition:

* Any party who believes it will be damaged by the registration of the mark may file a notice of opposition (or extension of time therefor) with the Trademark Trial and Appeal Board. If no party files an opposition or extension request within thirty (30) days after the publication date, then eleven (11) weeks after the publication date a certificate of registration should issue.

To check the status of the application, go to https://tsdr.uspto.gov/#caseNumber=88759282&caseType=SERIAL_NO&searchType=statusSearch or contact the Trademark Assistance Center at 1-800-786-9199. Please check the status of the application at least every three (3) months after the application filing date.

To view this notice and other documents for this application on-line, go to https://tsdr.uspto.gov/#caseNumber=88759282&caseType=SERIAL_NO&searchType=documentSearch. NOTE: This notice will only become available on-line the next business day after receipt of this e-mail.



UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)

Commissioner for Trademarks www.uspto.gov

OFFICIAL USPTO NOTICE OF PUBLICATION UNDER 12(a)

U.S. Application Serial No. 88759282
Mark: HUTCHINS BARBEQUE
International Class(es): 043
Owner: Timothy M. Hutchins
Docket/Reference No. HUT-001

Issue Date: May 6, 2020

Your mark is scheduled to publish in the Trademark Official Gazette (TMOG) on May 26, 2020.

Your mark appears to be entitled to register on the Principal Register, subject to any claims of concurrent use.

What happens when your mark publishes. Within 30 days of the publication date, any party who believes it will be damaged by the registration of the mark may file a notice of opposition (or extension of time) with the Trademark Trial and Appeal Board. If no objection is filed, we will issue a registration.

View your mark in the TMOG after the publication date at https://tmog.uspto.gov/ by selecting your publication date in the "issues" field, entering your serial number in the "search by" field, and clicking on the magnifying glass.

Ensure that the information in the TMOG is correct. If any information is incorrect, promptly request correction using the "Post-Approval/Publication/Post-Notice of Allowance (NOA) Amendment" form at https://teas.uspto.gov/office/ppa/. For more information, see https://teas.uspto.gov/office/ppa/. For more information, see https://teas.uspto.gov/office/ppa/. For more information, see https://teas.uspto.gov/office/ppa/. For more information, see https://www.uspto.gov/trademark/trademark-updates-and-unnouncements/procedures-submitting-amendmentscorrections-trademark.

Direct questions about this notice to the Trademark Assistance Center (TAC) at 1-800-786-9199 (select option 1) or TrademarkAssistanceCenter@uspto.gov.

Email Address(es):

angela@trademarkdoctor.net angela@alanglotz.com

From: TMOfficialNotices@USPTO.GOV
Sent: Wednesday, May 6, 2020 04:18 AM
To: angela@trademarkdoctor.net
Cc: angela@alanglotz.com

Subject: Official USPTO Notification of Notice of Publication: U.S. Trademark SN 88759282: HUTCHINS BARBEQUE: Docket/Reference No. HUT-001

NOTIFICATION OF "NOTICE OF PUBLICATION"

Your trademark application (U.S. Serial No. 88759282) is scheduled to publish in the *Official Gazette* on May 26, 2020. To preview the Notice of Publication, go to the Trademark Status & Document Retrieval (TSDR) database, accessible at https://tsdr.uspto.gov/search.action?sn=88759282. If you have difficulty accessing the Notice of Publication, contact the Trademark Assistance Center (TAC) by e-mail at TrademarkAssistanceCenter@uspto.gov or by telephone at 800-786-9199.

PLEASE NOTE:

- 1. The Notice of Publication may not be immediately available but will be viewable within 24 hours of this e-mail notification.
- 2. You will receive a second e-mail on the actual "Publication Date," which will include a link to the issue of the Official Gazette in which the mark has published.

Please confirm that the correspondence information shown in TSDR is correct. If the correspondence information is not correct, please update this information using the online Change of Correspondence Address Form, accessible at https://teas.uspto.gov/ccr/cca.

Do NOT hit "Reply" to this e-mail notification. If you find an error in the Notice of Publication, update the information using the Post-Approval/Publication/Post-Notice of Allowance (NOA) Amendment Form, accessible at https://teas.uspto.gov/office/ppa.

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			OVE	RVIEW			
SERIAL NUMBER			88759282	FILING DATE			01/14/2020
REG NUMBER			0000000	REG DATE			N/A
REGISTER			PRINCIPAL	MARK TYPE		SI	ERVICE MARK
INTL REG #			N/A	INTL REG DATE			N/A
TM ATTORNEY		PAINT	ER, VALERIYA SHER	L.O. ASSIGNED		N3	80-NOT FOUND
			PUB INFO	ORMATION			
RUN DATE		04/15/2020					
PUB DATE		N/A					
STATUS		680-APPRO	VED FOR PUBLICATION				
STATUS DATE		04/14/2020					
LITERAL MARK ELEMENT		HUTCHINS	BARBEQUE				
DATE ABANDONED			N/A	DATE CANCELLED		N/A	
SECTION 2F			YES	SECTION 2F IN PART	SECTION 2F IN PART		NO
SECTION 8			NO	SECTION 8 IN PART		NO	
SECTION 15			NO	REPUB 12C		N/A	
RENEWAL FILED		NO		RENEWAL DATE			N/A
DATE AMEND REG		N/A					
			FILIN	G BASIS			
FILED	BASIS		CURRE	ENT BASIS		AMENDE	D BASIS
1 (a)	YE	S	1 (a)	YES	1 (a)		NO
1 (b)	N	0	1 (b)	NO	1 (b)		NO
44D	N	0	44D	NO	44D		NO
44E	N	0	44E	NO	44E		NO
66A	N	0	66A	NO			
NO BASIS	N	0	NO BASIS	NO			
			MAR	K DATA			
STANDARD CHARACTER	MARK			YES			
LITERAL MARK ELEMENT				HUTCHINS BARBEQUE			
MARK DRAWING CODE				4-STANDARD CHARACT	TER MARK		
COLOR DRAWING FLAG				NO			
			CURRENT OWN	ER INFORMATION			
PARTY TYPE				10-ORIGINAL APPLICAN	IT		

NAME						Timothy M. Hutchins			
ADDRESS						1301 N. Tennessee Street McKinney, TX 75069			
ENTITY						01-INDIVIDUAL			
CITIZENSHIP						United States of An	nerica		
					GOODS AN	D SERVICES			
INTERNATIONAL C	LASS					043			
DESCRIPTION TEXT						Catering of food and drinks; Catering services; Restaurant and bar services; Restaurant and bar services, including restaurant carryout services; Restaurant services; Restaurant services; Restaurant services featuring roasted meats, barbequed meats, and smoked meats; Restaurant services, including sit-down service of food and take-out restaurant services; Restaurant, bar and catering services; Food and drink catering; Restaurant and catering services			
				GOOI	OS AND SERVIC	CES CLASSIFIC	ATION		
INTERNATIONAL CLASS	043		FIRST U	JSE DATE	00/00/1991	FIRST USE IN COMMERCE DATE	00/00/1991	CLASS STATUS	6-ACTIVE
CHANGE IN REGIS	TRATION		N	MISCELL	ANEOUS INFO	RMATION/STA	TEMENTS		
DISCLAIMER W/PR		т				"BARBEQUE"			
					PROSECUTI	ON HISTORY			
DATE		ENT	r CD	ENT TYP	E DESCRIPTION				ENT NUM
04/14/2020		CN	ISA	0	APPROVED FO	OR PUB - PRINCIPAL	REGISTER		008
04/07/2020		XA	ÆC	I	EXAMINER'S A	AMENDMENT ENTERED			007
04/07/2020		GN	IEN	0	NOTIFICATION	ON OF EXAMINERS AMENDMENT E-MAILED			006
04/07/2020		GN	IEA	F	EXAMINERS A	AMENDMENT E-MAILED 00			005
04/07/2020		CN	IEA	R	EXAMINERS A	AMENDMENT -WRITTEN 0			004
03/31/2020		DC	CK	D	ASSIGNED TO	O EXAMINER			003
01/21/2020		NW	vos	I	NEW APPLICA	CATION OFFICE SUPPLIED DATA ENTERED IN TRAM			002
01/17/2020		NW	/AP	I	NEW APPLICA	TION ENTERED IN 1	TRAM		001
				CURREN	T CORRESPON	NDENCE INFOR	RMATION		
ATTORNEY						Angela V. Langlotz			
CORRESPONDENCE ADDRESS						ANGELA V. LANGLOTZ ANGELA V. LANGLOTZ, PC 848 N RAINBOW BLVD, #3721 LAS VEGAS, NV 89107			
DOMESTIC REPRE	DOMESTIC REPRESENTATIVE						NONE		

		Tradema (Table	rk Snap Shot Amendm e presents the data on Amend	ent & Mail Processing dment & Mail Processing Com	Stylesheet plete)		
			OVER	RVIEW			
SERIAL NUMBER		88759282		FILING DATE		01/14/2020	
REG NUMBER			0000000	REG DATE			N/A
REGISTER			PRINCIPAL	MARK TYPE		SEF	RVICE MARK
NTL REG #			N/A	INTL REG DATE			N/A
TM ATTORNEY		PAINT	ER, VALERIYA SHER	L.O. ASSIGNED		N30-	NOT FOUND
			PUB INFO	RMATION			
RUN DATE		04/08/2020					
PUB DATE		N/A					
STATUS		647-EXAMIN	NERS AMENDMENT - MAILE	D			
STATUS DATE		04/07/2020					
LITERAL MARK ELEMENT		HUTCHINS	BARBEQUE				
DATE ABANDONED			N/A	DATE CANCELLED		N/A	
SECTION 2F			YES	SECTION 2F IN PART		NO	
SECTION 8			NO	SECTION 8 IN PART	NO		
SECTION 15			NO	REPUB 12C		N/A	
RENEWAL FILED			NO	RENEWAL DATE			N/A
DATE AMEND REG			N/A				
			FILING	G BASIS			
FILED	BASIS	CURREN		NT BASIS		AMENDED	BASIS
1 (a)	YE	S	1 (a)	YES	1 (a)		NO
I (b)	N	0	1 (b)	NO	1 (b)		NO
14D	N	0	44D	NO	44D		NO
14E	N	0	44E	NO	44E		NO
66A	N	0	66A	NO			
NO BASIS	N	0	NO BASIS	NO			
			MARK	L DATA			
STANDARD CHARACTER	MARK			YES			
ITERAL MARK ELEMENT				HUTCHINS BARBEQUE			
MARK DRAWING CODE				4-STANDARD CHARACTER	R MARK		
COLOR DRAWING FLAG				NO			
			CURRENT OWNE	CR INFORMATION			
PARTY TYPE				10-ORIGINAL APPLICANT			
				10 STAGRACIA FEIGURA			

NAME						Timothy M. Hutchins	S			
ADDRESS						1301 N. Tennessee Street McKinney, TX 75069				
ENTITY						01-INDIVIDUAL				
CITIZENSHIP						United States of Am	nerica			
					GOODS AN	D SERVICES				
INTERNATIONAL C	LASS					043				
DESCRIPTION TEXT						Catering of food and drinks; Catering services; Restaurant and bar services; Restaurant and bar services, including restaurant carryout services; Restaurant services; Restaurant services featuring roasted meats, barbequed meats, and smoked meats; Restaurant services, including sit-down service of food and take-out restaurant services; Restaurant, bar and catering services; Food and drink catering; Restaurant and catering services				
				GOOI	OS AND SERVIC	CES CLASSIFIC	ATION			
INTERNATIONAL CLASS	043		FIRST	JSE DATE	00/00/1991	FIRST USE IN COMMERCE DATE	00/00/1991	CLASS STATUS	6-A	CTIVE
CHANGE IN REGIS	TDATION		1	MISCELL	ANEOUS INFO	RMATION/STA	TEMENTS			
DISCLAIMER W/PR						"BARBEQUE"				
DIGGE HIME IX WATER	EBETERTA				PROSECUTI	ON HISTORY				
DATE		ENT	CD	ENT TYP	E DESCRIPTION					ENT NUM
04/07/2020		XA	.EC	I	EXAMINER'S A	AMENDMENT ENTERED				007
04/07/2020		GN	IEN	0	NOTIFICATION	ON OF EXAMINERS AMENDMENT E-MAILED				006
04/07/2020		GN	IEA	F	EXAMINERS A	IINERS AMENDMENT E-MAILED				005
04/07/2020		CN	IEA	R	EXAMINERS A	EXAMINERS AMENDMENT -WRITTEN				004
03/31/2020		DO	CK	D	ASSIGNED TO	ASSIGNED TO EXAMINER				003
01/21/2020		NW	os/	I	NEW APPLICA	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM			002	
01/17/2020		NW	/AP	I	NEW APPLICA	TION ENTERED IN T	RAM			001
				CURREN	NT CORRESPON	NDENCE INFOR	RMATION			
ATTORNEY						Angela V. Langlotz				
CORRESPONDENC	CORRESPONDENCE ADDRESS					ANGELA V. LANGLOTZ ANGELA V. LANGLOTZ, PC 848 N RAINBOW BLVD, #3721 LAS VEGAS, NV 89107				
DOMESTIC REPRE	SENTATIVE					NONE				

To: Timothy M. Hutchins (angela@trademarkdoctor.net)

Subject: U.S. Trademark Application Serial No. 88759282 - HUTCHINS BARBEQUE - HUT-001

Sent: April 07, 2020 12:15:44 PM

Sent As: ecom121@uspto.gov

Attachments:

United States Patent and Trademark Office (USPTO) Office Action (Official Letter) About Applicant's Trademark Application

U.S. Application Serial

No. 88759282

Mark: HUTCHINS BARBEQUE

Correspondence Address:

ANGELA V.
LANGLOTZ
ANGELA V.
LANGLOTZ, PC
848 N RAINBOW
BLVD, #3721
LAS VEGAS, NV

Applicant: Timothy M.

Hutchins

Reference/Docket No.

HUT-001

Correspondence Email

Address:

angela@trademark doctor.net

EXAMINER'S AMENDMENT

Issue date: April 07, 2020

USPTO database searched; no conflicting marks found. The trademark examining attorney searched the USPTO database of registered and pending marks and found no conflicting marks that would bar registration under Trademark Act Section 2(d). 15 U.S.C. §1052(d); TMEP §704.02.

Application has been amended as shown below. As agreed to by Angela V. Langlotz, attorney of record, on April 7, 2020, the examining attorney has amended the application as shown below. Please notify the examining attorney immediately of any objections. TMEP §707. Otherwise, no response is required. *Id.*

The following disclaimer statement is added to the record:

No claim is made to the exclusive right to use "BARBEQUE" apart from the mark as shown.

See 15 U.S.C. §1056(a); TMEP §§1213, 1213.03(c), 1213.08(a)(i).

/Valeriya Painter/ Examining Attorney Law Office 121 (571) 270-7132 valeriya.painter@uspto.gov To: Timothy M. Hutchins (angela@trademarkdoctor.net)

Subject: U.S. Trademark Application Serial No. 88759282 - HUTCHINS BARBEQUE - HUT-001

Sent: April 07, 2020 12:15:49 PM

Sent As: ecom121@uspto.gov

Attachments:

United States Patent and Trademark Office (USPTO)

USPTO OFFICIAL NOTICE

Office Action (Official Letter) has issued on April 07, 2020 for

U.S. Trademark Application Serial No. 88759282

Your trademark application has been reviewed by a trademark examining attorney. As part of that review, the assigned attorney has issued an official letter. Please follow the steps below.

- (1) Read the official letter. No response is necessary.
- (2) Direct questions about the contents of the Office action to the assigned attorney below.

/Valeriya Painter/ Examining Attorney Law Office 121 (571) 270-7132 valeriya.painter@uspto.gov

Direct questions about navigating USPTO electronic forms, the USPTO website, the application process, the status of your application, and/or whether there are outstanding deadlines or documents related to your file to the Trademark Assistance Center (TAC).

GENERAL GUIDANCE

- · <u>Check the status</u> of your application periodically in the <u>Trademark Status & Document Retrieval (TSDR)</u> database to avoid missing critical deadlines.
- <u>Update your correspondence email address</u>, if needed, to ensure you receive important USPTO notices about your application.
- Beware of misleading notices sent by private companies about your application. Private companies not associated with the USPTO use public information available in trademark registrations to mail and email trademark-related offers and notices most of which require fees. All official USPTO correspondence will only be emailed from the domain "@uspto.gov."

NOTE TO THE FILE

SERIAL NUMBER:	88759282	
DATE:	04/07/2020	
NAME:	vsherman	
NOTE:		
Searched: X Google Lexis/Nexis OneLook Wikipedia Acronym Finder Other:		Protest evidence reviewed
Checked: Geographic signification Translation ID with ID/CLASS main	lbox	
_ Checked list of approved C	Canadian attorneys and	agents
Discussed file with Attorney/Applicant via: X phone email	_	Left message with Attorney/Applicant
Requested Law Librar for:	ry search X	Issued Examiner's Amendment and entered changes in TRADEUPS
PRINT DO N Description of the m Translation statemen Negative translation Consent of living in Changed TRADEUPS to: OTHER:	nark nt statement adividual	Added design code in TRADEUPS Re-imaged standard character drawing Contacted TM MADRID ID/CLASS about misclassified definite ID

NOTE TO THE FILE

SERIAL NUMBER:	88759282	
DATE:	03/31/2020	
NAME:	vsherman	
NOTE:		
Searched: X Google Lexis/Nexis OneLook Wikipedia Acronym Finder Other: https://res.clou	ıdinary.com/govimg/ima	Protest evidence reviewed age/upload/v1558640752/5cc879a1685d330f137b8ec5/handout-outline-dark.pdf
Checked: Geographic signific Surname Translation ID with ID/CLASS ma Checked list of approved	ilbox	agents
Discussed file with Attorney/Applicant via:		
phone email	_	Left message with Attorney/Applicant
Requested Law Libra for:	ry search	Issued Examiner's Amendment and entered changes in TRADEUPS
PRINT DO	NOT PRINT	Added design code in TRADEUPS
Translation stateme	nt	Re-imaged standard character drawing
Negative translatio Consent of living i		Contacted TM MADRID ID/CLASS about misclassified definite ID
Changed TRADEUPS to	:	
OTHER:		

***	User:vsherman	***

#	Total	Dead	Live	Live	Status/	Search
	Marks	Marks	Viewed	Viewed	Search	
			Docs	Images	Duration	
01	145	0	145	138	0:02	*h{v}\$1ch{"iye"1:2}n*[bi,ti] not dead[ld]
02	1927	N/A	0	0	0:01	$(*bbq**barb\{v:2\}\{"ckq"\}*)[bi,ti] \ not \ dead[ld]$
03	72557	N/A	0	0	0:02	*est*[bi,ti] not dead[ld]
04	154	N/A	0	0	0:02	("78" "1978")[bi,ti] not dead[ld]
05	11289	N/A	0	0	0:01	*mad*[bi,ti] not dead[ld][bi,ti] not dead[ld]
06	3581	N/A	0	0	0:01	$(tx *te{"ckqx"1:2}a{"sz"}*)[bi,ti] not dead[ld]$
07	684	N/A	0	0	0:02	011712[dc] not dead[ld]
08	4307	N/A	0	0	0:02	260301[DC] not dead[ld]
09	333	0	32	333	0:01	7 and (8 1 2 3 4 5 6)
10	6	0	6	6	0:01	1 and (2 3 4 5 6)
11	166	0	166	163	0:01	2 and (3 4 5 6)
12	698	N/A	0	0	0:01	3 and (4 5 6)
13	356	0	356	351	0:02	12 and "043"[cc]
14	6	0	6	6	0:01	4 and (5 6)
15	35	0	35	34	0:01	5 and 6
16	42	0	42	37	0:02	*hutchins*[bi,ti] not dead[ld]
17	0	0	0	0	0:02	"Timothy M. Hutchins"[ow]
18	0	0	0	0	0:01	"Timothy Hutchins"[ow]
19	0	0	0	0	0:01	"Timothy Hutchins"[on]

Session started 3/31/2020 1:24:13 PM Session finished 3/31/2020 1:46:46 PM Total search duration 0 minutes 27 seconds Session duration 22 minutes 33 seconds

Defaut NEAR limit=1ADJ limit=1

Sent to TICRS as Serial Number: 88759282



ALL YOU CAN EAT

EXCLUDES BEEF RIBS, BURNT ENDS & TX TWINKIES

NO TOGO BOXES; NO SHARING



SPECIALTIES

BEEF RIBS SAT. ONLY

\$22/LB.

A LARGER THAN LIFE BEEF RIB; SEASONED AND SMOKED TO PERFECTION RIBS WEIGH ANYWHERE FROM 1-2LBS.

TEXAS TWINKIES FRISATSUN \$4

A LARGE JALAPEÑO STUFFED WITH BRISKET & CREAM CHEESE; WRAPPED IN PREMIUM THICK CUT BACON

Packs to go

BREAD & SAUCE INCLUDED CONDIMENTS UPON REQUEST

FAMILY PACK

CHOOSE UP TO 4 MEATS; 2 LBS. INCLUDES 3 SIDES (PINTS)

PARTY PACK \$80

CHOOSE UP TO 6 MEATS; 3 LBS. INCLUDES 3 SIDES (QUARTS)

LUNCH PACK \$27

1 LB OF CHOPPED BEEF IN SAUCE INCLUDES 2 SIDES (PINTS) INCLUDES 4 BUNS

SANDWICHES

DAILY SPECIAL

\$11

\$55

A CHOPPED BRISKET SANDWICH IN SAUCE & 2 SIDE WITH A MED. DRINK

1 MEAT SANDWICH \$8

CHOOSE 1 MEAT: SANDWICH

* ADD 2 SIDES + \$5

2 MEAT SANDWICH \$10

CHOOSE 2 MEATS: SANDWICH

★ ADD 2 SIDES + \$**5**

SMOKED MEATS

PRICES PER 1/2 POUND

SLICED BRISKET \$11 **CHOPPED BRISKET OFF THE BLOCK** \$11 CHOPPED BRISKET IN SAUCE \$9.50 RIBS \$7.50 **ORIGINAL SAUSAGE** \$8.50 JALAPEÑO CHEDDAR SAUSAGE \$8.50 **HOT LINKS** \$8.50 **PULLED PORK** \$8.50 \$8.50 TURKEY **CHICKEN HALF CHICKEN** \$8 **FRIED CATFISH** \$11.5

DELICIOUS SIDES

SERVING \$2.50 | PINT \$6 | QUART \$10 | GALLON \$40

BRISKET PINTO BEANS JALAPEÑO PINTO BEANS MASHED POTATOES GREEN BEANS

FRENCH FRIES FRIED OKRA POTATO SALAD COLESLAW

MAC & CHEESE

BROCCOLI SALAD

BAKED POTATO \$5

* STUFFED W/ MEAT \$10

fried Catfish

REGULAR CATCH

\$14

MEDIUM ORDER OF FRIED CATFISH & 2 SIDES

BIG CATCH

\$16

LARGE ORDER OF FRIED CATFISH

DESERTS

COMPLIMENTARY FOR DINE-IN

SERVING \$2.50 | PINT \$6 | QUART \$12 | GALLON \$45

* PEACH COBBLER * BANANA PUDDING

DRINKS

MEDIUM \$2.50 | LARGE \$3 | BOTTLED \$2.50





COLORS STORAGE

Catering

Delivery requires a minimum of 20 Guests and is \$25.50 per guest. Full catering requires a minimum of 75 Guests. All a La carte orders requires a minimum delivery of \$300. Hutchins \$80 delivery. and full catering orders include condiments, sliced bread, paper goods and serving utensit.

All catering orders must be confirmed it paid in fu 44 November

prior to job. 48 hours notice required for changes

additional delivery free may apply-



MILES & SHOOL

Delivery & Full Catering

Choice of 3 Meats

Prime brisket Chopped Brisket in Seuce Sourage Turkey (White) Chicken (Dark) Publish Ports.

Choice of 2 Sides

Brighet Pinto Beans Juliaperto Pinto Beans. Green beams Potato Salad. Colonian Brogook Salad Statuto Camerolia Mac & Cheese

WEST BY THE POINT

A La Carte

Prime Brisket

122 718 79880

Chopped Brisket in Sauce

\$15 PER PROPER

Turkey 118 POR PDUMO **Pulled Pork**

110 700 70000

Chicken

SAMO PER HALF POING

Original or Jalaperto Cheditar

SHEPD POINT

Samuelge

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number.

OMB No. 0651-0009 (Exp 02/28/2021)

Trademark/Service Mark Application, Principal Register

TEAS Plus Application

Serial Number: 88759282 Filing Date: 01/14/2020

NOTE: Data fields with the * are mandatory under TEAS Plus. The wording ''(if applicable)'' appears where the field is only mandatory under the facts of the particular application.

The table below presents the data as entered.

Input Field	Entered
TEAS Plus	YES
MARK INFORMA	TION
*MARK	HUTCHINS BARBEQUE
*STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	HUTCHINS BARBEQUE
*MARK STATEMENT	The mark consists of standard characters, without claim to any particular font style, size, or color.
REGISTER	Principal
APPLICANT INFO	DRMATION
*OWNER OF MARK	Timothy M. Hutchins
*STREET	1301 N. Tennessee Street
*CITY	McKinney
*STATE (Required for U.S. applicants)	Texas
*COUNTRY	United States
*ZIP/POSTAL CODE (Required for U.S. and certain international addresses)	75069
WEBSITE ADDRESS	https://hutchinsbbq.com
LEGAL ENTITY II	NFORMATION
*TYPE	INDIVIDUAL
* COUNTRY OF CITIZENSHIP	United States
GOODS AND/OR S	SERVICES AND BASIS INFORMATION
*INTERNATIONAL CLASS	043

*IDENTIFICATION	Catering of food and drinks; Catering services; Restaurant and bar services; Restaurant and bar services, including restaurant carryout services; Restaurant services; Restaurant services featuring roasted meats , barbequed meats , and smoked meats ; Restaurant services, including sit-down service of food and take-out restaurant services; Restaurant, bar and catering services; Food and drink catering; Restaurant and catering services
*FILING BASIS	SECTION 1(a)
FIRST USE ANYWHERE DATE	At least as early as 00/00/1991
FIRST USE IN COMMERCE DATE	At least as early as 00/00/1991
SPECIMEN FILE N	NAME(S)
JPG FILE(S)	\\TICRS\EXPORT17\IMAGEOUT 17\887\592\88759282\xml1\ FTK0003.JPG
	\\TICRS\EXPORT17\IMAGEOUT17\887\592\88759282\xml1\FTK0005.JPG
ORIGINAL PDF FILE	<u>SPE0-26012848380135055fe4643ec02991-20200114234130513274Specimen_Menu_Restaurant_Services.pdf</u>
CONVERTED PDF FILE(S) (1 page)	\\\TICRS\EXPORT17\IMAGEOUT17\887\592\88759282\xml1\FTK0004.JPG
SPECIMEN DESCRIPTION	A screenshot of a webpage offering the catering services in conjunction with the trademark; a photograph showing the mark displayed in conjunction with the offer of restaurant services; an image of a menu showing use of the mark in conjunction with the restaurant and catering services
ADDITIONAL STA	ATEMENTS SECTION
*TRANSLATION (if applicable)	
* TRANSLITERATION (if applicable)	
*CLAIMED PRIOR REGISTRATION (if applicable)	
*CONSENT (NAME/LIKENESS) (if applicable)	
*CONCURRENT USE CLAIM (if applicable)	
SECTION 2(f) Claim of Acquired Distinctiveness, based on Five or More Years' Use	The mark has become distinctive of the goods/services through the applicant's substantially exclusive and continuous use of the mark in commerce that the U.S. Congress may lawfully regulate for at least the five years immediately before the date of this statement.
ATTORNEY INFO	RMATION
NAME	Angela V. Langlotz
ATTORNEY DOCKET NUMBER	HUT-001
ATTORNEY BAR MEMBERSHIP NUMBER	XXX
YEAR OF ADMISSION	XXXX
U.S. STATE/ COMMONWEALTH/ TERRITORY	XX
FIRM NAME	Angela V. Langlotz, PC

STREET	848 N Rainbow Blvd, #3721
CITY	Las Vegas
STATE	Nevada
COUNTRY	United States
ZIP/POSTAL CODE	89107
PHONE	775-375-5123
EMAIL ADDRESS	angela@trademarkdoctor.net
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
CORRESPONDENC	CE INFORMATION
*NAME	Angela V. Langlotz
FIRM NAME	Angela V. Langlotz, PC
*STREET	848 N Rainbow Blvd, #3721
*CITY	Las Vegas
*STATE (Required for U.S. addresses)	Nevada
*COUNTRY	United States
*ZIP/POSTAL CODE	89107
PHONE	775-375-5123
*EMAIL ADDRESS	angela@trademarkdoctor.net; angela@alanglotz.com
*AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
FEE INFORMATIO	ON CONTRACTOR OF THE PROPERTY
APPLICATION FILING OPTION	TEAS Plus
NUMBER OF CLASSES	1
FEE PER CLASS	225
*TOTAL FEE PAID	225
SIGNATURE INFO	PRMATION
* SIGNATURE	/angela v langlotz/
* SIGNATORY'S NAME	Angela V. Langlotz
* SIGNATORY'S POSITION	Attorney for Applicant
SIGNATORY'S PHONE NUMBER	775-375-5123
* DATE SIGNED	01/14/2020

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number.

OMB No. 0651-0009 (Exp 02/28/2021)

Trademark/Service Mark Application, Principal Register

TEAS Plus Application

Serial Number: 88759282 Filing Date: 01/14/2020

To the Commissioner for Trademarks:

MARK: HUTCHINS BARBEQUE (Standard Characters, see mark)

The literal element of the mark consists of HUTCHINS BARBEQUE. The mark consists of standard characters, without claim to any particular font style, size, or color.

The applicant, Timothy M. Hutchins, a citizen of United States, having an address of

1301 N. Tennessee Street McKinney, Texas 75069 United States

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

For specific filing basis information for each item, you must view the display within the Input Table.

International Class 043: Catering of food and drinks; Catering services; Restaurant and bar services; Restaurant and bar services; Restaurant and services; Restaurant and services; Restaurant services; Restaurant services; Restaurant services; Restaurant services; Restaurant services; Restaurant, bar and catering services; Food and drink catering; Restaurant and catering services

Use in Commerce: The applicant is using the mark in commerce on or in connection with the identified goods/services. The applicant attaches, or will later submit, one specimen as a JPG/PDF image file showing the mark as used in commerce on or in connection with any item in the class of listed goods/services, regardless of whether the mark itself is in the standard character format or is a stylized or design mark. The specimen image file may be in color, and the image must be in color if color is being claimed as a feature of the mark.

In International Class 043, the mark was first used by the applicant or the applicant's related company or licensee predecessor in interest at least as early as 00/00/1991, and first used in commerce at least as early as 00/00/1991, and is now in use in such commerce. The applicant is submitting one(or more) specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods/services, consisting of a(n) A screenshot of a webpage offering the catering services in conjunction with the trademark; a photograph showing the mark displayed in conjunction with the offer of restaurant services; an image of a menu showing use of the mark in conjunction with the restaurant and catering services.

JPG file(s):

Specimen File1

Specimen File2

Original PDF file:

<u>SPE0-26012848380135055fe4643ec02991-20200114234130513274</u>. <u>Specimen_Menu_Restaurant_Services.pdf</u>

Converted PDF file(s) (1 page)

Specimen File1

SECTION 2(f) Claim of Acquired Distinctiveness, based on Five or More Years' Use

The mark has become distinctive of the goods/services through the applicant's substantially exclusive and continuous use of the mark in commerce that the U.S. Congress may lawfully regulate for at least the five years immediately before the date of this statement.

For informational purposes only, applicant's website address is: https://hutchinsbbq.com

The applicant hereby appoints Angela V. Langlotz. Angela V. Langlotz of Angela V. Langlotz, PC, is a member of the XX bar, admitted to the bar in XXXX, bar membership no. XXX, is located at

848 N Rainbow Blvd, #3721 Las Vegas, Nevada 89107 United States 775-375-5123(phone)

angela@trademarkdoctor.net (authorized).

The attorney docket/reference number is HUT-001.

Angela V. Langlotz submitted the following statement: The attorney of record is an active member in good standing of the bar of the highest court of a U.S. state, the District of Columbia, or any U.S. Commonwealth or territory.

The applicant's current Correspondence Information:

Angela V. Langlotz
Angela V. Langlotz, PC
848 N Rainbow Blvd, #3721
Las Vegas, Nevada 89107
775-375-5123(phone)
angela@trademarkdoctor.net; angela@alanglotz.com (authorized).

Email Authorization: I authorize the USPTO to send email correspondence concerning the application to the applicant or the applicant's attorney, or the applicant's domestic representative at the email address provided in this application. I understand that a valid email address must be maintained and that the applicant or the applicant's attorney must file the relevant subsequent application-related submissions via the Trademark Electronic Application System (TEAS). Failure to do so will result in the loss of TEAS Plus status and a requirement to submit an additional processing fee of \$125 per international class of goods/services.

A fee payment in the amount of \$225 has been submitted with the application, representing payment for 1 class(es).

Declaration

V Basis:

If the applicant is filing the application based on use in commerce under 15 U.S.C. § 1051(a):

- The signatory believes that the applicant is the owner of the trademark/service mark sought to be registered;
- The mark is in use in commerce on or in connection with the goods/services in the application;
- The specimen(s) shows the mark as used on or in connection with the goods/services in the application; and
- To the best of the signatory's knowledge and belief, the facts recited in the application are accurate.

AND/OR

If the applicant is filing the application based on an intent to use the mark in commerce under 15 U.S.C. § 1051(b), § 1126(d), and/or § 1126(e):

- The signatory believes that the applicant is entitled to use the mark in commerce;
- The applicant has a bona fide intention to use the mark in commerce on or in connection with the goods/services in the application; and
- To the best of the signatory's knowledge and belief, the facts recited in the application are accurate.
- To the best of the signatory's knowledge and belief, no other persons, except, if applicable, concurrent users, have the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other persons, to cause confusion or mistake, or to deceive.
- To the best of the signatory's knowledge, information, and belief, formed after an inquiry reasonable under the circumstances, the allegations and other factual contentions made above have evidentiary support.
- The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of the application or submission or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Declaration Signature

Signature: /angela v langlotz/ Date: 01/14/2020

Signatory's Name: Angela V. Langlotz Signatory's Position: Attorney for Applicant Signatory's Phone Number: 775-375-5123

Payment Sale Number: 88759282 Payment Accounting Date: 01/14/2020 Serial Number: 88759282

Internet Transmission Date: Tue Jan 14 23:56:32 EST 2020

TEAS Stamp: USPTO/FTK-XXXX:XXXX:XXXX:XXXX:XXXX:XXXX:X

XXX:XXX-20200114235632989695-88759282-70 063d59b2cdcb20dac9e76079c7cbb78c8ddbfa24 6096c2b48efdece5465c79f-CC-56319836-2020

0114234130513274



ALL YOU CAN EAT

EXCLUDES BEEF RIBS, BURNT ENDS & TX TWINKIES

NO TOGO BOXES; NO SHARING



SPECIALTIES

BEEF RIBS SAT. ONLY

\$22/LB.

A LARGER THAN LIFE BEEF RIB; SEASONED AND SMOKED TO PERFECTION RIBS WEIGH ANYWHERE FROM 1-2LBS.

TEXAS TWINKIES FRISATSUN \$4

A LARGE JALAPEÑO STUFFED WITH BRISKET & CREAM CHEESE; WRAPPED IN PREMIUM THICK CUT BACON

Packs to go

BREAD & SAUCE INCLUDED CONDIMENTS UPON REQUEST

FAMILY PACK

\$55

\$80

CHOOSE UP TO 4 MEATS; 2 LBS. INCLUDES 3 SIDES (PINTS)

PARTY PACK

CHOOSE UP TO 6 MEATS; 3 LBS. INCLUDES 3 SIDES (QUARTS)

LUNCH PACK \$27

1 LB OF CHOPPED BEEF IN SAUCE INCLUDES 2 SIDES (PINTS) INCLUDES 4 BUNS

SANDWICHES

DAILY SPECIAL

* ADD 2 SIDES

* ADD 2 SIDES

\$11

A CHOPPED BRISKET SANDWICH IN SAUCE & 2 SIDE WITH A MED. DRINK

1 MEAT SANDWICH

\$8

CHOOSE 1 MEAT; SANDWICH

+ \$5

2 MEAT SANDWICH

\$10

CHOOSE 2 MEATS: SANDWICH

4.

+ \$5

SMOKED MEATS

PRICES PER 1/2 POUND

SLICED BRISKET \$11 **CHOPPED BRISKET OFF THE BLOCK** \$11 CHOPPED BRISKET IN SAUCE \$9.50 RIBS \$7.50 **ORIGINAL SAUSAGE** \$8.50 JALAPEÑO CHEDDAR SAUSAGE \$8.50 **HOT LINKS** \$8.50 **PULLED PORK** \$8.50 \$8.50 TURKEY **CHICKEN HALF CHICKEN** \$8 **FRIED CATFISH** \$11.5

DELICIOUS SIDES

SERVING \$2.50 | PINT \$6 | QUART \$10 | GALLON \$40

BRISKET PINTO BEANS JALAPEÑO PINTO BEANS MASHED POTATOES FRENCH FRIES FRIED OKRA POTATO SALAD

GREEN BEANS MAC & CHEESE COLESLAW BROCCOLI SALAD

BAKED POTATO \$5

* STUFFED W/ MEAT \$10

fried Catfish

REGULAR CATCH

\$14

MEDIUM ORDER OF FRIED CATFISH & 2 SIDES

BIG CATCH

\$16

LARGE ORDER OF FRIED CATFISH & 2 SIDES

DESERTS

COMPLIMENTARY FOR DINE-IN

SERVING \$2.50 | PINT \$6 | QUART \$12 | GALLON \$45

* PEACH COBBLER * BANANA PUDDING

DRINKS

MEDIUM \$2.50 | LARGE \$3 | BOTTLED \$2.50





COLORS STORAGE

Catering

Delivery requires a minimum of 20 Guests and is \$25.50 per guest. Full catering requires a minimum of 75 Guests. All a La carte orders requires a minimum delivery of \$300. Hutchins \$80 delivery. and full catering orders include condiments, sliced bread, paper goods and serving utensit.

All catering orders must be confirmed it paid in fu 44 November

prior to job. 48 hours notice required for changes

additional delivery free may apply-



MILES & SHOOL

Delivery & Full Catering

Choice of 3 Meats

Prime brisket. Chopped Brisket in Seuce Sourage Turkey (White) Chicken (Dark) Publish Ports.

Choice of 2 Sides

Brighet Pinto Beans Juliaperto Pinto Beans. Green beams Potato Salad. Colonian Brogook Salad Statuto Camerolia Mac & Cheese

WEST BY THE POINT

A La Carte

Prime Brisket

122 718 79880

Samuelge

Original or Jalaperto Cheditar SHEPD POINT

Chopped Brisket in Sauce

\$15 PER PROPER

Turkey

118 POR PDUMO

Pulled Pork

110 700 70000

Chicken

SAMO PER HALF POING